

INSPECTIONS AND APPEALS DEPARTMENT[481]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 10A.104(5) and 135C.14, the Department of Inspections and Appeals hereby amends Chapter 60, “Minimum Physical Standards for Residential Care Facilities,” and Chapter 61, “Minimum Physical Standards for Nursing Facilities,” Iowa Administrative Code.

Items 1 and 3 of the amendments correct the name of the division within the Iowa Department of Workforce Development that is responsible for oversight of boilers in residential care facilities and nursing facilities and correct the chapters of the administrative rules governing boilers. The amendments are technical in nature and clarify the rules under which boilers are inspected and regulated.

Items 2 and 4 remove a prohibition pertaining to plastic piping for hot or cold water systems in residential care facilities and nursing facilities. The Department has frequently received requests to waive this prohibition and believes it is no longer necessary.

These amendments were published under Notice of Intended Action in the July 29, 2009, Iowa Administrative Bulletin as **ARC 7989B**. No comments were received, and no changes have been made.

The proposed amendments were presented to the State Board of Health at its July 8, 2009, meeting, at which time they were initially reviewed. The State Board of Health adopted the amendments at its September 9, 2009, meeting.

These amendments are intended to implement Iowa Code sections 10A.104(5) and 135C.14.

These amendments will become effective November 11, 2009.

The following amendments are adopted.

ITEM 1. Amend paragraph **60.11(1)“a”** as follows:

a. Boilers shall be installed to comply with the division of labor services rules promulgated ~~in~~ under Iowa Code chapter 89 and 875—~~Chapters 200 90 to 209 96~~, Iowa Administrative Code, and shall be inspected annually. (III)

ITEM 2. Rescind and reserve paragraph **60.11(4)“d.”**

ITEM 3. Amend paragraph **61.11(1)“a”** as follows:

a. Boilers shall be installed to comply with the ~~bureau~~ division of labor ~~regulations~~ services rules promulgated under Iowa Code chapter 89 and 347—~~Chapters 41 to 49~~ 875—Chapters 90 to 96, Iowa Administrative Code. (III)

ITEM 4. Rescind and reserve subparagraph **61.11(4)“c”(9)**.

[Filed 9/10/09, effective 11/11/09]

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EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 10/7/09.